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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. **20554**

In the Matter of	)	
	)	
Amendment of Section 73.202	)	MM Docket No. _____
FM Table of Allotments	)	RM ____
(Linden and Marion, Alabama)	)	
	)	

To: The Commission

PETITION FOR RULEMAKING

Beckham Palmer, III., as Receiver, licensee of WNPT-FM, Linden, Alabama, Facility ID No. 37721 ("Petitioner"), pursuant to Section **1.401** of the Commission's Rules, herewith submits his Petition for Rulemaking, respectfully requesting the Commission to: (a) re-allot FM Channel 275C2 from Linden, Alabama to Marion, Alabama, and (b) modify the authorized facilities of WNPT-FM to specify operation on Channel 275C2 at Marion, Alabama, thereby amending Section 73.202 of the Commission's Rules, FM Table of Allotments, as follows:

Present

City	Channel No.
Linden, Alabama	253C1, 275C2
Marion, Alabama	---

	Proposed
City	Channel No
Linden, Alabama	253C1
Marion, Alabama	275C2

In support whereof the following is shown:

1. WNPT-FM is currently licensed to operate on Channel 275C2 at Linden, Alabama. Petitioner proposes the re-allotment of FM Channel 275C2, upon which it is currently licensed to operate at Linden, Alabama, to Marion, Alabama, and the modification of WNPT-FM's license to specify operation on 275C2 at Marion, Alabama.

2. As reflected in the attached technical statement prepared by Olvie E. Sisk, the re-allotment of FM Channel 275C2 from Linden, Alabama, to Marion, Alabama, and the modification of WNPT-FM's license to specify operation on Channel 275C2 at Marion, Alabama, can be made in full compliance with all applicable minimum mileage separation and other technical requirements of the Commission's Rules, including city coverage requirements, without need for additional modifications to the Table of Allotments.

3. The re-allotment of FM Channel 275C2 from Linden, Alabama to Marion, Alabama, and modification of the

authorized facilities of WNPT-FM to specify operation on Channel 275C2 at Marion will provide the community of Marion, Alabama with its first FM service and will provide the surrounding area with improved EM service from the only fulltime, fullpower facility licensed to Marion. While WJUS(AM) is currently licensed to Marion, it is authorized to operate with a power of only **0.034** kilowatts during nighttime hours. Thus, Marion currently has no significant locally licensed nighttime service. As reflected in the attached technical statement, the population of Marion, Alabama, is 4467, significantly larger than that of Linden, Alabama, which is only 2773, yet Marion currently has no local FM service and only 0.034 kilowatts of local ***AM*** service during nighttime hours. Furthermore, WNPT-FM is currently licensed to Linden in Marengo County, which while having a population of 25,047 is served by 4 FM stations, licensed to communities within the county, including WNPT-FM. However, Marion County, in which Marion is located, is served by a single, local ***AM*** service, WJUS(AM), despite having a significantly larger population of 30,041. Accordingly, it is readily apparent that the proposed re-allotment of FM Channel 275C2 from Linden to Marion, Alabama, would provide a more efficient allocation and further the public interest, consistent with the Commission's well established allotment criteria.

4. Upon issuance of an Order, implementing the requested channel substitutions, Petitioner will promptly prepare and file the necessary application with the Commission to modify WNPT-FM's license to specify operation on Channel 275C2 at Marion, Alabama.

5. Therefore, inasmuch as the proposed modification to the FM Table of Allotments would allow for improved service and a more efficient use of the available spectrum, Petitioner urges the Commission to implement the proposed re-allotment of FM Channel 275C2 from Linden, Alabama to Marion, Alabama, and the modifications **of** the authorized facilities of WNPT-FM, as requested herein.

WHEREFORE, for the foregoing reasons, the Commission should amend Section 73.202 of its Rules to:

(a) re-allot FM Channel 275C2 from Linden, Alabama to Marion, Alabama, and (b) modify the authorized facilities of WNPT-FM to specify operation on Channel 275C2 at Marion, Alabama.

Respectfully Submitted,

BECKHAM PALMER, III.,
AS RECEIVER

By: _____
Beckham Palmer, III.

2728 6th Street
Tuscaloosa, AL 35401
205-349-4977
April 15, 2003

ASSIGNMENT EXAMINATION FOR MARION, ALABAMA REALLOCATING CHANNEL 275-C2 TO MARION ALABAMA

INTRODUCTION

This allotment study having been completed to accompany a rule making to change the city of licenses from Linden Alabama to Marion Alabama for WNPT.. This request for the reassignment of Channel 275-C2 to Marion, Alabama is being made by Beckham Palmer III Receiver. This channel can be reassigned to Marion without any other changes in the table of allocation. .

Exhibits that are associated with this report demonstrates beyond any apprehension that Channel 275C2 can be authorized to Marion, Alabama. The county of Marengo has four station two in Demopolis and 2 in Linden and the county only has 25,047 person with 4 radio stations where a Marion county has 30,041 with only one daytime am station. At the existing time Linden as 2 fm. station WINL a class C1 and WNPT a class C2 station if WNPT is authorized to move to Marion from Linden, Linden will still have a FM station. Linden population is 2773 where Marion has a population of 4467.

Exhibit one is an allocation depiction which demonstrates that this channel can be assigned to Marion without any other changes being made to 73.202.

Exhibit two is a computer-developed map which clarified that a Class C2 station functioning on Channel 275 C2 At Marion can meet the fcc spacing requirements and place a

a city class contour over Marion, Alabama. There is a generous area where this channel can be employed and still offer the forced protection to all stations involved in this study. In order to contemplate the distance to the city grade contour theoretical coordinates where designated so that a terrain study could be executed to compute how far the 70 dbu contour would traverse. As can be unquestionably seen from Exhibit 2, there is positively no doubt that this channel can be assigned to Marion, Alabama.

Exhibit three is a computer-engendered map where we have plotted and marked the location where Channel 275 C2 can be unplemented. This *map* demonstrates the stations involved in the allocation study and shows their relationship to the hypothetical coordinates chosen for this proposal at Marion. The techniques the commission set forth in the rules were exercised to make all of the computations in *this* report.

Exhibit four is a tabulation of the distance to contours. These contours show only the imprecise extent of coverage over average terrain without any interference. In order to calculate the distance to these contours, we follow the procedure the commission outlined in 73.312. The eight radials were tabulated from the NGDC 30 second database starting with true north and then anteceding clockwise at 45 degree intervals until 360 degrees were culminated. The ninth radial that passes through Marion was not included when the averages of all the other radials were utilized to determine the average terrain. From the data we employed above, we extracted elevation points in the 3-16 kilometer's section only. No roughness factor was included in making these determinations.

CONCLUSION

Based upon this material, it is obvious that Channel 275 C2 can be assigned to Marion as it first FM station. This would give Marion its first FM station. Therefore, the petitioner requests that the FM Table of Assignments 73:202(b) be amended to specify that 275 C2 as assigned to Marion, Alabama. These technical exhibits were prepared by Olvie E. Sisk whose educational background and experience are a matter reckoned with the Federal Communications Commission.

Sisk Engineering, Inc. and Olvie E. Sisk assume no liability for any errors or omissions in the information hereby provided, and will not be liable for any injuries or damages (including consequential) which might result from use of this engineering report. Sisk Engineering, Inc. and Olvie E. **Sisk** assume no liability for this report if it is accepted or rejected by the Federal Communications Commission. The Applicant agrees with these stated terms and conditions or this report is considered null and void and is not to be utilized in any way or fded with the Federal Communications Commission.

Olvie E. Sisk

Olvie E. Sisk

Date: **April** 12, 2003

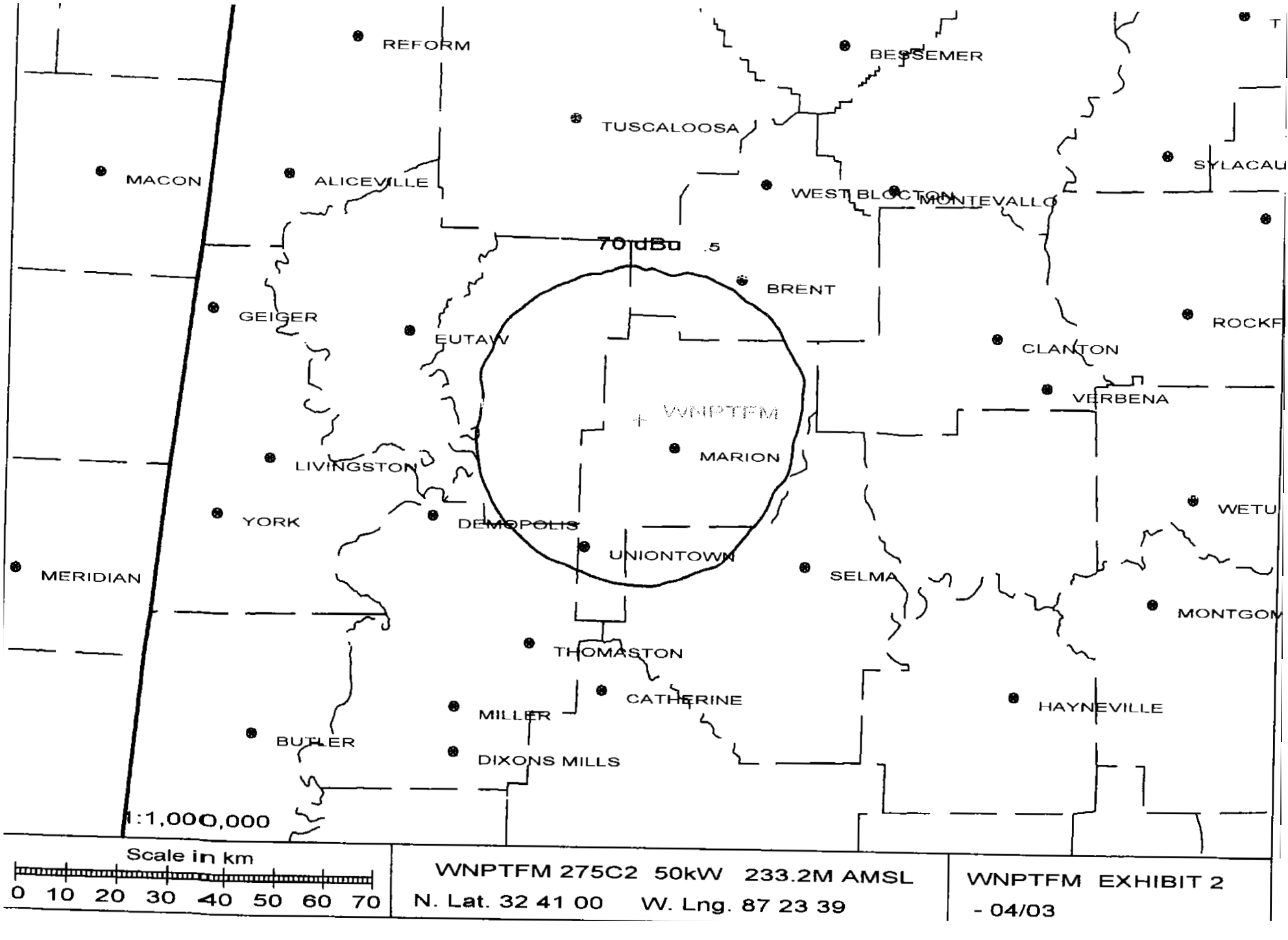
WNPT EXHIBIT 1
NEW MARION LOCATION

REFERENCE
32 41 00 N
87 23 39 W

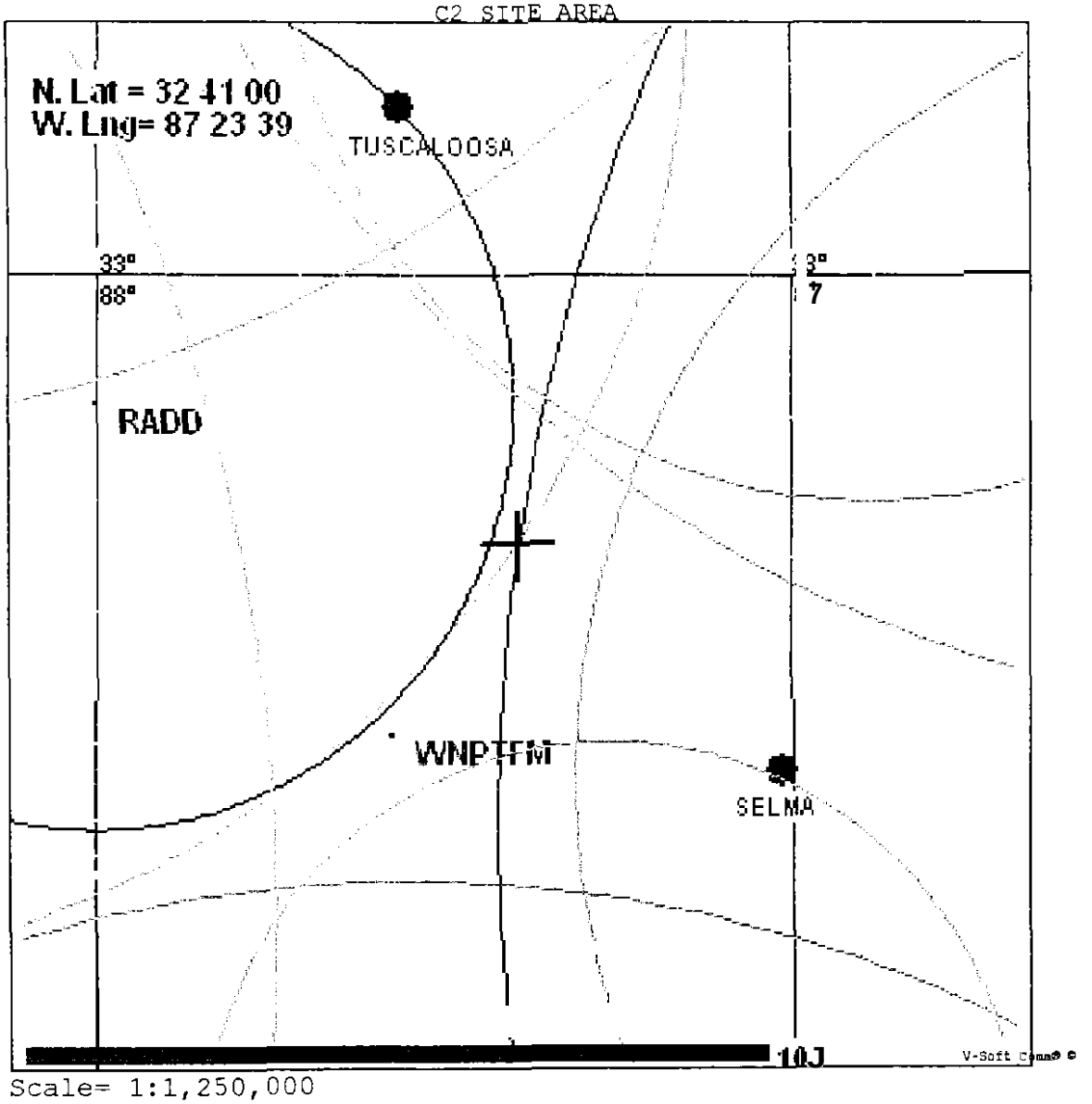
CLASS = C2
Current Spacings
Channel 275 - 102.9 MHz

DISPLAY DATES
DATA 04-05-03
SEARCH 04-13-03

Call		Channel	Location		Dist	Azi	FCC	Margin
WNPTFM	LIC	275C2	Linden	AL	29.93	214.5	190.0	-160.07
WVRK	LIC	275C	Columbus	GA	248.94	98.6	249.0	-0.06
WMBC	LIC	276C2	Columbus	MS	130.26	304.7	130.0	0.26
RADD	ADD	278C3	Eutaw	AL	59.70	288.3	56.0	3.70
WMXS	LIC	277C	Montgomery	AL	116.70	105.2	105.0	11.70
WKXX	LIC	275A	Attalla	AL	180.91	37.2	166.0	14.91
WDXB.C	CP	273C1	Jasper	AL	97.07	29.4	79.0	18.07
WYVC	LIC	272A	Camden	AL	81.72	171.4	55.0	26.72
WMSIFM	LIC-N	275C	Jackson	MS	285.76	260.3	249.0	36.76
ALLO	VAC	275C3	Saltillo	MS	219.31	330.6	177.0	42.31
WXBMFM	LIC	274C	Milton	FL	232.78	183.8	188.0	44.78
WEUPFM	LIC	276C3	Moulton	AL	198.01	7.7	117.0	81.01
RADD	ADD	278A	Frisco City	AL	136.18	185.9	55.0	81.18
WLWIFM	LIC	222C	Montgomery	AL	116.70	105.2	35.0	81.70


REFORM
BESSEMER
TUSCALOOSA
MACON
ALICEVILLE
WEST BLOCTON
MONTEVALLO
70 dBu .5
BRENT
GEIGER
EUTAW
CLANTON
VERBENA
WNPTFM
MARION
LIVINGSTON
YORK
DEMOPOLIS
UNIONTOWN
MERIDIAN
SELMA
THOMASTON
CATHERINE
MILLER
HAYNEVILLE
BUTLER
DIXONS MILLS
1:1,000,000
Scale in km
0 10 20 30 40 50 60 70
WNPTFM 275C2 50kW 233.2M AMSL
N. Lat. 32 41 00 W. Lng. 87 23 39
WNPTFM EXHIBIT 2
- 04/03

FMCONT(TM) LOCATE STUDY CH 275 C2 102.9 MHZ
WNPT EXHIBIT 3
C2 SITE AREA



Scale= 1:1,250,000

Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
WNPTEM	275C2	LIC-	Linden	AL	29.93	214.5	190.0	-160.07
WVRK	275C	LIC-	Columbus	GA	248.94	98.6	249.0	*-0.06*
WMBC	276C2	LIC-	Columbus	MS	130.26	304.7	130.0	0.26
RADD	278C3	ADD-	Eutaw	*AL*	59.70	288.3	56.0	3.70
WMXS	277C*	LIC-	Montgomery	AL	116.70	105.2	105.0	11.70
WKXX	275A	LIC-	Attalla	AL	180.91	37.2	166.0	14.91
WDXB.C	273C1	CP -	Jasper	AL	97.07	29.4	79.0	18.07
WYVC	272A	LIC-	Camden	*AL*	81.72	171.4	55.0	26.72
WMSIFM	275C	LIC-N	Jackson	MS	285.76	260.3	249.0	36.76
ALLO.V	275C3	VAC-	Saltillo	MS	219.31	330.6	177.0	42.31
WXBMFM	274C*	LIC-	Milton	FL	232.78	183.8	188.0	44.78
WEUPFM	276C3	LIC-	Moulton	AL	198.01	7.7	117.0	81.01
RADD	278A	ADD-	Frisco City	*AL*	136.18	185.9	55.0	81.18
WLWIFM	222C*	LIC-	Montgomery	AL	116.70	105.2	35.0	81.70

Sisk Engineering Inc. EXHIBIT 4
N. Lat. = 32 41 00 W. **Lng.** = a7 23 39
HAAT and Distance to Contour - FCC Method - 30 Arc **Sec.**

Azi.	AV EL	**HAAT**	**ERP kW**	dBk	Field	60-F5	70-F5
000	98.5	133.5	50.0000	16.99	1.000	49.91	30.81
010	105.9	126.1	50.0000	16.99	1.000	48.86	30.07
020	90.9	141.1	50.0000	16.99	1.000	50.99	31.63
030	86.6	145.4	50.0000	16.99	1.000	51.57	32.09
040	85.6	146.4	50.0000	16.99	1.000	51.72	32.21
050	73.9	158.1	50.0000	16.99	1.000	53.23	33.50
060	76.0	156.0	50.0000	16.99	1.000	52.98	33.28
070	71.6	160.4	50.0000	16.99	1.000	53.51	33.75
080	76.3	155.7	50.0000	16.99	1.000	52.93	33.24
090	86.2	145.8	50.0000	16.99	1.000	51.63	32.14
100	93.4	138.6	50.0000	16.99	1.000	50.63	31.35
110	80.9	143.1	50.0000	16.99	1.000	51.26	31.84
120	96.9	135.1	50.0000	16.99	1.000	50.13	30.98
130	90.5	141.5	50.0000	16.99	1.000	51.04	31.67
140	85.5	146.5	50.0000	16.99	1.000	51.73	32.22
150	73.2	158.8	50.0000	16.99	1.000	53.32	33.58
160	76.4	155.6	50.0000	16.99	1.000	52.93	33.24
170	12.6	159.4	50.0000	16.99	1.000	53.39	33.65
180	70.6	161.4	50.0000	16.99	1.000	53.64	33.86
190	73.3	158.7	50.0000	16.99	1.000	53.30	33.57
200	77.7	154.3	50.0000	16.99	1.000	52.75	33.08
210	74.2	157.8	50.0000	16.99	1.000	53.19	33.47
220	71.3	160.7	50.0000	16.99	1.000	53.55	33.79
230	69.4	162.6	50.0000	16.99	1.000	53.78	33.99
240	69.4	162.6	50.0000	16.99	1.000	53.77	33.98
250	71.4	160.6	50.0000	16.99	1.000	53.54	33.78
260	77.4	154.6	50.0000	16.99	1.000	52.79	33.12
270	87.6	144.4	50.0000	16.99	1.000	51.44	31.99
280	87.8	144.2	50.0000	16.99	1.000	51.42	31.97
290	76.0	156.0	50.0000	16.99	1.000	52.97	33.28
300	75.7	156.3	50.0000	16.99	1.000	53.01	33.31
310	76.8	155.2	50.0000	16.99	1.000	52.87	33.19
320	83.2	148.8	50.0000	16.99	1.000	52.04	32.48
330	90.4	141.6	50.0000	16.99	1.000	51.05	31.68
340	93.9	138.1	50.0000	16.99	1.000	50.56	31.30
350	96.6	135.4	50.0000	16.99	1.000	**50.18**	31.01

Ave El= 81.99 M HAAT= 150.01 M AMSL= 232.0 M